

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor: McAuley et al.)
Serial No.: 10/598,026)
Filed: October 18, 2007)
For: **BREATHING ASSISTANCE**)
 APPARATUS)
Art Unit: 3743)
Confirm. No.: 9347)
Atty. Ref.: 1171/45436/171-PCT-US)

SECOND STATUS INQUIRY

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant, by and through its attorneys of record, respectfully requests a report as to the status of the above-noted application. This application was filed on August 16, 2006, and accorded a filing date of October 18, 2007 under 35 U.S.C. §371. Applicant submitted a "Status Inquiry" on April 21, 2009 requesting the Patent Office to re-evaluate the estimation of forty-four (44) months until a first Office Action is mailed.

As of the date of this Second Status Inquiry, no response to the previous Status Inquiry has been received, and the "First Action Prediction" tab on the Patent Office website for this matter has been deleted. Applicant hereby respectfully requests that the United States Patent Office formally notify the Applicant of when a first Office Action might be mailed and update

and update the online records accordingly.

If the Examiner has any questions regarding this inquiry, the Examiner is invited to contact one of the undersigned at 312/704-1890.

Respectfully submitted,

Date: Oct. 27, 2009

By:



Raiford A. Blackstone, Jr., Reg. No. 25,156

Linda L. Palomar, Reg. No. 37,903

Attorneys for Applicant

TREXLER, BUSHNELL, GIANGIORGI,
BLACKSTONE & MARR, LTD.

105 West Adams Street, 36th Floor

Chicago, Illinois 60603-6299

Tel: (312) 704-1890

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